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**FACSIMILE**

To:	Examiner Fangemonique A. Smith
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Confirmation Telephone:	
From:	Ruth Der, Paralegal
Telephone:	415 646 8029
Fax:	415 646 8035
Date:	June 4, 2009
Re:	<b>Serial No. 10/642,406; Atty. Docket No. SENOP-03700</b>
Pages: (including coversheet)	24
Message:	Attached are <i>Transmittal; Request For Reconsideration And Response To Notice Of Non-Compliant Amendment</i> ; copy of <i>Notice Of Non-Compliant Amendment</i> mailed 05/28/2009; copy of <i>Amendment And Response To Office Action Mailed 12/10/2008</i> (12 pages) as filed 02/24/2009; copy of <i>Transmittal</i> (1 page) as filed 02/24/2009; copy of Patent Office <i>Auto-Reply Facsimile Transmission of 2/24/2009</i> (1 page); and last 3 pages of <i>Amendment And Response To Office Action Mailed 12/10/2008 (REMARKS)</i> as retrieved from PAIRS.

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**JUN 04 2009**

## PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of  
Quick et al.

For: **BIOPSY DEVICE WITH INNER CUTTING MEMBER**

Serial No.: 10/642,406

Filed: August 15, 2003

Atty. Docket No.: SENOP-03700

) Examiner: Fangemonique A. Smith

) Group Art Unit: 3736

Customer No.: 061808

**TRANSMITTAL**

**CERTIFICATE OF TRANSMISSION PURSUANT TO 37 C.F.R. 1.8**

I hereby certify that this correspondence is being transmitted by facsimile (571) 273-8300 addressed to Attn: Examiner Fangemonique A. Smith, Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 4, 2009, in San Francisco, CA.

By: [Signature]

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

1. Transmitted herewith for filing in the above-identified patent application are

X Request For Reconsideration And Response To Notice Of Non-Compliant Amendment;  
including

X Copy of Notice Of Non-Compliant Amendment (37 CFR 1.121) mailed 05/28/2009;

X Copy of complete Amendment And Response To Office Action Mailed 12/10/2008 as filed 02/24/2009 (12 pages); including

X Copy of Transmittal (1 page) as filed 02/24/2009;

X Copy of Fax Coversheet (1 page) as filed 02/24/2009;

X Copy of Patent Office Auto-Reply Facsimile Transmission of 2/24/2009  
6:51:14 PM (EST); and

X Last 3 pages of Amendment And Response To Office Action Mailed 12/10/2008  
(REMARKS) as retrieved from PAIRS.

- ## 2. Fees due

X Applicants believe that there is no fee due. The Commissioner is authorized to charge the fees, the deficiency in payment and/or to credit any overpayment of fees which may be required under 37 C.F.R. §1.16 or §1.17, to Deposit Account No. 50-4358, referencing Atty. Docket No. SENOP-03700.

Respectfully submitted,

BY: Edward J. Lynch  
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